

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT:	CHIKA HONDA, ET AL.)
) Group Art No. 2882
SERIAL NO.:	09/616,608)
) Examiner: C.D. Thomas
FILED:	July 14, 2000)
) Confirmation No.: 6146
FOR:	X-RAY IMAGE RADIOGRAPHING)
	METHOD AND RADIOGRAPHING)
	APPARATUS)

Customer No. 23413

RESPONSE TO NOTICE OF NON-COMPLIANT INFORMATION
DISCLOSURE STATEMENT

Via EFS-Web
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Examiner's Notice of Non-Compliant Information Disclosure Statement dated January 16, 2007, Applicants request reconsideration in view of the following remarks for entry in the above-identified application.

REMARKS

The Examiner has stated that the Information Disclosure Statement ("IDS") filed on April 26, 2006 in the above-identified application failed to meet the requirements of 37 CFR 1.97(d) for the reason that it lacked the fee set forth in 37 CFR 1.17(p) and that accordingly, the IDS has not been considered.

Applicants respectfully point out that authorization was given to the U.S. Patent and Trademark Office ("USPTO") on the IDS filed on April 26, 2006 to access our deposit account, 06-1130, for the required fee set forth in 37 CFR 1.17(p). This authorization is clearly indicated in item "10" on page 1 of the IDS. A copy of the IDS is enclosed herewith for the Examiner's convenience as Attachment A.

Also enclosed, as Attachment B, is a copy of the return receipt postcard stamped by the USPTO acknowledging receipt of the IDS filing fee in the amount of \$180 from our deposit account, 06-1130.

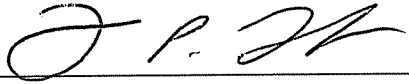
We respectfully note that, according to our accounting department, that the USPTO has not yet accessed our deposit account, 06-1130, for the above-referenced fee; however, our authorization was duly given at the time of filing the IDS.

Therefore, the Examiner is respectfully requested to consider the IDS filed on April 26, 2006 as all requirements were met by Applicants at the time of filing the IDS, and that an initialed Form PTO-1449 be provided to Applicants showing that the IDS has been fully considered.

If the Examiner believes that a telephone conference with Applicants' attorneys would be advantageous to the disposition of this case, the Examiner is cordially requested to telephone the undersigned.

In the event the Commissioner of Patents and Trademarks deems additional fees to be due in connection with this application, Applicants' attorney hereby authorizes that such fee be charged to Deposit Account No. 06-1130.

Respectfully submitted,

By: 

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Dated: January 25, 2007

ATTACHMENT A


Serial No.: 09/616,608
Docket No.: KOT-0014

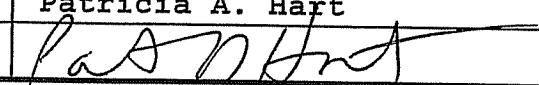
INFORMATION DISCLOSURE STATEMENT

ATTY. DOCKET NUMBER KOT-0014 SERIAL NUMBER 09/616,608 FILED 07/14/2000
 FIRST INVENTOR: Honda TITLE X-RAY IMAGE RADIOGRAPHING METHOD
AND RADIOGRAPHING APPARATUS

EXAMINER Courtney D. Thomas ART UNIT 2882

1. ☒ Applicant submits herewith a copy of (a) attached form PTO-1449, which lists all patents, publications, applications, or other information submitted for consideration by the Office; (b) a legible copy of each document required by 37 C.F.R. §1.98(b)(2).
2. ☐ Applicant herein apprises the Patent Office of references cited in a parent U.S. application from which this application obtains the benefit of an earlier filing date under 35 U.S.C. §120. The Serial Number of the parent application is U.S. Application _____ and entitled _____
 The publications cited therein are listed on attached Form PTO-1449. In accordance with 37 C.F.R. §1.98(d) copies of the listed publications are not required. ☐ Additional parent patent applications are listed on an attached sheet.
3. ☒ In accordance with 37 C.F.R. §1.98(a)(3), Applicant hereby certifies that for each reference not in English (check at least one box below):
☒ A copy of a translation of one or more non-English document, or portion thereof, is provided herewith;
☒ A concise explanation is (check at least one box below):
☒ provided in the accompanying foreign or international search report; ☐ incorporated into the specification; and/or ☐ provided herewith.
Office action
- 37 C.F.R. §1.97(b)(1), (b)(2) – WITHIN 3 MONTHS OF FILING OR ENTRY IN NATIONAL STAGE
4. ☐ Since this Information Disclosure Statement is being filed within three months of the filing date of the subject application or within three months of the date of entry of the national stage as set forth in 37 C.F.R. §1.491 in an international application, no fee or certification under 37 C.F.R. §1.97(e) is required.
- 37 C.F.R. §1.97(b)(3), (b)(4) – PRIOR TO MAILING OF FIRST OFFICE ACTION OR FIRST ACTION AFTER REQUEST FOR CONTINUED EXAMINATION
5. ☐ Since this Information Disclosure Statement is being filed before the mailing date of the first Office Action on the merits, or before the mailing of a first Office action after the filing of a request for continued examination under 37 C.F.R. §1.114, no fee or certification under 37 C.F.R. §1.97(e) is required.
- 37 C.F.R. §1.97(c) – AFTER FIRST ACTION, BEFORE FINAL ACTION OR ALLOWANCE
6. ☐ Since this Information Disclosure Statement is being filed outside of the period provided for in 37 C.F.R. §1.97(b), but before the mailing date of a Final Rejection or Notice of Allowance, this submission is being accompanied by (one of the following boxes must be checked):
 a. ☐ the fee required under 37 C.F.R. §1.97(c)(2) and specified in 37 C.F.R. §1.17(p).
 b. ☐ the statement specified in 37 C.F.R. §1.97(e) (Box 8 or 9 must be checked).
- 37 C.F.R. §1.97(d) – AFTER FINAL REJECTION OR ALLOWANCE
7. ☒ Since this Information Disclosure Statement is being filed after the period specified in 37 C.F.R. §1.97(c), but on or before payment of the issue fee and is accompanied by both the statement specified in 37 C.F.R. §1.97(e) and the fee set forth in 37 C.F.R. §1.17(p). (Box 8 or 9 must be checked.)
8. ☒ In accordance with 37 C.F.R. §1.97(e)(1), Applicant's attorney certifies that each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement. ☒ The foreign or international search report(s) is/are enclosed.
Office action
9. ☐ In accordance with 37 C.F.R. §1.97(e)(2), Applicant's attorney certifies that no item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing this certification after making reasonable inquiry, no item of information contained in this Information Disclosure Statement was known to any individual designated in 37 C.F.R. §1.56(c) more than three months prior to the filing of the Information disclosure statement.
10. ☒ In the event the Commissioner of Patents deems that any additional fee is required under 37 C.F.R. §§ 1.16 or 1.17 in connection with this application, Applicant's attorneys authorize that such fee be charged to Deposit Account No. 06-1130.
11. Consideration of this Information Disclosure Statement is respectfully requested.

Name: <u>Daniel P. Lent</u>	Registration Number: <u>44,867</u>
Signature: 	Date: <u>April 26, 2006</u>

CERTIFICATE OF MAILING OR TRANSMISSION: I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or [] facsimile transmitted to the U.S. Patent and Trademark Office to Facsimile No. _____ on the date shown below.	
Name: <u>Patricia A. Hart</u>	
Signature: 	Date: <u>April 26, 2006</u>

INFORMATION DISCLOSURE CITATION <i>(Use several sheets if necessary)</i>				Docket Number (Optional) KOT-0014		Application Number 09/616,608	
				Applicant(s) Chika Honda et al.			
				Filing Date 07/14/2000		Group Art Unit 2882	

U.S. PATENT DOCUMENTS							
*EXAMINER INITIAL	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE

U.S. PATENT APPLICATION PUBLICATIONS							
*EXAMINER INITIAL	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE

FOREIGN PATENT DOCUMENTS								
	REF	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	Translation	
							YES	NO
		JP 9-200625	07/31/1997	Japan				
		JP 11-502620	03/02/1999	Japan				
		JP 64-80346	03/27/1989	Japan				

OTHER DOCUMENTS		(Including Author, Title, Date, Pertinent Pages, Etc.)
		Japanese Office Action for Japanese Application No. 2000-214098 dated March 7, 2006 with English translation
		Tomio Senda, et al., "Improvement of quality of transmission image of magnification radiography," Nondestructive Inspection, Vol. 30, No. 2, Proceeding of Spring Conference 1981, February 1981, pp. 104-105

EXAMINER	DATE CONSIDERED
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EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP Section 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

ATTACHMENT B

Serial No.: 09/616,608
Docket No.: KOT-0014

THE STAMP OF THE PATENT OFFICE, PLACED HEREON, ACKNOWLEDGES RECEIPT OF:

Attorney Docket No.: KOT-0014

Date Mailed: April 26, 2006

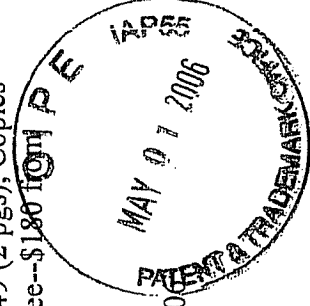
Applicant: Chika Honda et al.

Serial No.: 09/616,608

Filed: July 14, 2000

For: X-RAY IMAGE RADIOGRAPHING METHOD AND
RADIOGRAPHING APPARATUS

Information Disclosure Statement (1 pg); Form PTO-1449 (2 pgs); Copies
of (7) Cited References; Certificate of Mailing; Filing Fee--\$180
Deposit Account 06-1130;-Post Card Receipt



Mailed via First Class Mail to USPTO on: April 26, 2006

Received in the USPTO on: